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Via UPS

April 13, 2001

Ms. Carole J. Washburn, Secretary
Washington Utilities and
Transportation Commission
1300 S. Evergreen Park Dr. S.W.
P.O. Box 47250
Olympia, WA 98504-7254

Re: Docket No. UT-980390
Request for Approval of Amendment to the Interconnection Agreement
between Qwest Corporation and Advanced TelCom Group, Inc.

Dear Ms. Washburn:

In accordance with the Order on Arbitration Procedure in Docket No. UT-960269, please find enclosed an original and five (5) copies of the Amendment re: Complex Firm Order Confirmation ("FOC") to the Interconnection Agreement between Qwest Corporation and Advanced TelCom Group, Inc. Also enclosed are an original and five (5) copies of a Request for Approval of Amendment to the Interconnection Agreement.

The Order on Arbitration Procedure also requests that a proposed order accompany the filing. Qwest requests a waiver of that requirement, and is not providing one with this filing, as the Commission has, in the past, used its own format for Orders. If this is not satisfactory to the Commission, please contact me and I will forward a proposed order immediately.

If you have any questions or need any further information, please contact my paralegal, Elizabeth Weber at (206) 398-2504.

Sincerely,

Lisa A. Anderl

Enclosures

cc: Cheryl Moore (with pleading, without amendment)
Kathryn Thomas at ATG (with pleading, without amendment)

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BEFORE THE WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION

In the Matter of Request for Approval of)	
Amendment to the Interconnection Agreement)	Docket No. UT-980390
Between Advanced TelCom Group, Inc. and)	
Qwest Corporation)	REQUEST FOR APPROVAL OF
)	AMENDMENT TO THE
)	INTERCONNECTION AGREEMENT
)	

I. INTRODUCTION

Pursuant to Section III of the Interpretive and Policy Statement Regarding Negotiation, Mediation, Arbitration, and Approval of Agreements under the Telecommunications Act of 1996 ("Interpretive and Policy Statement") issued by this Commission in Docket No. UT-960269, Qwest Corporation ("Qwest") and Advanced TelCom Group, Inc. ("ATG") hereby submit for approval by the Washington Utilities and Transportation Commission ("Commission" or "WUTC") the attached Amendment re: Complex Firm Order Confirmation ("FOC") to the Interconnection Agreement executed on February 22 and March 9, 2001 (the "Amendment"). This amendment supplements the original interconnection agreement between ATG and Qwest which was approved by the Commission on December 9, 1998 in this same docket.

1 The original Agreement set forth terms, conditions and prices under which Qwest agreed
2 to provide services for resale and certain Unbundled Network Elements, Ancillary Functions and
3 additional features in each LATA in which both Qwest and ATG operate within the state of
4 Washington. The Agreement also had terms, conditions and prices under which the parties
5 agreed to provide interconnection and reciprocal compensation for the exchange of local traffic
6 for the purpose of offering telecommunications services. The Agreement stated that the pricing
7 for these services is subject to the outcome of the Commission's determination in the Generic
8 Pricing Docket, UT-960369, et al.

9 This Amendment was reached through voluntary negotiations between representatives of
10 both companies. It is submitted for approval pursuant to Section 252(e) of the Communications
11 Act of 1934, as amended by the Telecommunications Act of 1996 (the "Act") and the
12 requirements of the Commission's Interpretive and Policy Statement.

13 II. REASONS FOR APPROVAL

14 Section 252(e)(2) of the Act directs that a state commission may reject an Agreement
15 reached through negotiation and/or arbitration only if the Commission finds that:

- 16 1) The Agreement (or portions thereof) discriminates against a
17 telecommunications carrier not a party to the Agreement; or
- 18 2) The implementation of such Agreement or portion is not consistent with the
19 public interest, convenience and necessity.

20 Qwest and ATG respectfully submit that the Amendment provides no basis for either of
21 these findings and thus request that the Commission approve the Amendment expeditiously.

22 First, the Amendment does not discriminate against any other telecommunications carrier. There
23 is no finding that the terms of this Amendment are more favorable than terms provided to other

1 carriers.

2 Second, the Amendment is consistent with the public interest as identified in the pro-
3 competitive policies of the state of Washington, the WUTC, the U.S. Congress and the Federal
4 Communications Commission. In addition, because this Agreement does not discriminate
5 against any other telecommunications carrier, state law policies prohibiting unreasonable
6 discrimination are preserved by approval of this Amendment.

7 For the foregoing reasons, Qwest and ATG submit that approval of this Amendment is
8 warranted because it satisfies the state and federal criteria for approval.

9 **III. UNDERSTANDING AND AGREEMENT OF PARTIES**

10 With respect to the Amendment, the Parties understand and agree that this Amendment
11 modifies the Agreement by adding terms, conditions and rates for Complex Firm Order
12 Confirmation as set forth in Attachment 1 to the Amendment.

13 **IV. CONCLUSION**

14 For the foregoing reasons, Qwest and ATG respectfully request expeditious approval of
15 the Amendment. Both Parties request approval earlier than the 90 day time period
16 allowed for by the Interpretive and Policy Statement, in order to facilitate the immediate
17 availability of additional local exchange competition between Qwest and ATG.

18 Respectfully submitted this 13th day of April, 2001.

19 Qwest

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21 

22 Lisa A. Anderl, WSBA No. 13236

**Amendment re: Complex Firm Order Confirmation ("FOC")
to the Interconnection Agreement between
Qwest Corporation
and
Advanced TelCom Group, Inc.
Washington**

This Amendment ("Amendment") is to the Interconnection Agreement between Qwest Corporation ("Qwest"), a Colorado corporation, and Advanced TelCom Group, Inc. ("ATG"), a Delaware corporation. ATG and Qwest shall be known jointly as the "Parties".

RECITALS

WHEREAS, the Parties entered into an Interconnection Agreement that was approved by the Washington Utilities and Transportation Commission ("Commission") on December 9, 1998, Docket/Order No. UT-980390 (the "Agreement"); and

WHEREAS, the Parties entered into previous amendments that have been approved by the Commission; and

WHEREAS, the Parties wish to amend the Agreement further under the terms and conditions contained herein.

AGREEMENT

NOW THEREFORE, in consideration of the mutual terms, covenants and conditions contained in this Amendment and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

Amendment Terms

The Agreement is hereby amended by adding terms and conditions for Complex Firm Order Confirmation ("FOC"), as set forth in Attachment 1, to this Amendment, attached hereto and incorporated herein by this reference.

Effective Date

This Amendment shall be deemed effective upon Commission approval; however, the Parties may agree to implement the provisions of this Amendment upon execution. To accommodate this need, ATG must generate, if necessary, an updated Customer Questionnaire. In addition to the Questionnaire, all system updates will need to be completed by Qwest. ATG will be notified when all system changes have been made. Actual order processing may begin once these requirements have been met.

Further Amendments

Except as modified herein, the provisions of the Agreement shall remain in full force and effect. Neither the Agreement nor this Amendment may be further amended or altered except by written instrument executed by an authorized representative of both Parties.

The Parties intending to be legally bound have executed this Amendment as of the dates set forth below, in multiple counterparts, each of which is deemed an original, but all of which shall constitute one and the same instrument.

Advanced TelCom Group, Inc.

Kathryn L. Thomas
Signature

Kathryn L. Thomas
Name Printed/Typed

VP - Regulatory & Public Policy
Title

February 22, 2001
Date

Qwest Corporation

L. T. Christensen
Signature

L. T. Christensen
Name Printed/Typed

Director - Business Policy
Title

3/9/01
Date

ATTACHMENT 1**Complex Firm Order Confirmation**

Qwest will provide confirmation, via a Complex Firm Order Confirmation ("FOC") that ATG's LSR has been received and successfully processed. The FOC will confirm the schedule of dates assigned by Qwest for the provisioning of service requested. The Complex FOC will be issued no later than seventy-two (72) hours after receipt of a complete and accurate LSR for the requested non-loaded, xDSL-I, ISDN, ADSL and DS1 unbundled Loops. If the results of the verification process show the loop to be fully functional, Qwest will provide the FOC to ATG upon such verification. If a facility issue is identified, the standard held order process will be initiated, or a new installation interval will be provided, based on the type of work needed to provision the service; e.g., conditioning.